

**AN ORDINANCE
BY FINANCE/EXECUTIVE COMMITTEE:**

01-0-1733

**AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER, TO
REFUND A TOTAL OF \$6,956.79 TO DSH BRIARHOUSE INC, FOR OVER
PAYMENT OF 1997 AND 1998 SANITARY SERVICE CHARGES FOR
PROPERTY AT 2604 CAMPBELLTON ROAD, SW, PROPERTY
IDENTIFICATOIN NUMBER 14-0199-0001-003**

WHEREAS, the City of Atlanta, Department of Public Works, Bureau of Solid Waste Services is authorized to provide solid waste collection and disposal services to all residential and multi-family units within the City limits; and

WHEREAS, for the years 1997 and 1998 DSH Briarhouse Inc., paid the cost for Industrial container, plus street frontage for garbage collection and street maintenance: 1997: \$140.01 per dwelling unit, plus \$124.65 per 100 linear feet or the fraction thereof of paved street frontage and 1998: \$166.70 per dwelling unit, plus \$148.33 per 100 linear feet or the fraction thereof of paved street frontage; and

WHEREAS, for the years 1997 and 1998, DSH Briarhouse Inc., established private garbage collection services at 2604 Campbellton Road, SW parcel identification number 14-0199-0001-003 effective 10/5/94; and

WHEREAS, DSH Briarhouse Inc., requests a refund for overpayment of 1997 and 1998 Sanitary Service Charges for property at 2604 Campbellton Road, SW parcel identification number 14-0199-0001-003; and

WHEREAS, the City of Atlanta, Department of Public Works, did not provide garbage collection services to property located at 2604 Campbellton Road, SW parcel identification number 14-0199-0001-003 for the years 1997 and 1998 as confirmed by the Department of Public Works, Bureau of Solid Waste Services collection division March 28, 2001; and

WHEREAS, property at 2604 Campbell ton Road, SW parcel identification number 14-0199-0001-003 is eligible to be charged the applicably rate for apartments, condominiums and town homes property using private garbage collection; and

WHEREAS, the total Sanitary Service Charges amount for the years 1997 and 1998 were therefore paid as part of the Atlanta/Fulton annual property tax bill in the amount of \$14,930.82; and accordingly, a portion of the credit for subsequent years sanitary service charges for 1999 and 2000 have been applied by the City of Atlanta Bureau of Treasury; and

**THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS
FOLLOWS:**

SECTION 1: That the Chief Financial Officer is hereby directed to issue a refund to Leisure Colony Management Corporation in the amount of \$6,956.79 which represents the amount of overpayment.

SECTION 2: That all funds shall be charged and paid from Fund, Account and Center Number 1A01 529010 T31001.

SECTION 3: All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DSH BRIARHOUSE INC.
BREAKDOWN OF OVERPAYMENT

PAYMENTS		
2000	-	
1999	-	
1998	6,817.63	Pd to Fulton County
1997	8,113.19	Pd to Fulton County
TOTAL PAYMENTS to Fulton County Tax Com.	14,930.82	
Adjusted Bill 1997 & 1998	(4,893.41)	
Total Overpayment	10,037.41	
Less adjtd charges for 1999 & 2000	(3,080.62)	
Overpayment due to customer	\$ 6,956.79	

LARGE ATTACHMENT:

DOCUMENT(S),

MANUAL(S)

OR

MAP(S)

NOT COPIED,

**PULL ORIGINAL
FOR COPY OR TO VIEW**